

P26087.P05

Form PTO-1390	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER P26087
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/511,274
INTERNATIONAL APPLICATION NO. PCT/JP03/05084	INTERNATIONAL FILING DATE April 22, 2003	PRIORITY DATE CLAIMED April 22, 2002
TITLE OF INVENTION MEDICAMENT FOR THERAPEUTIC TREATMENT OF VASCULAR DISEASE.		
APPLICANT(S) FOR DO/EO/US Ryozo NAGAI, Takayuki SHINDO, Ichiro MANABE, Koichi SHUDO and Hiroyuki KAGECHIKA		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information.		
<ol style="list-style-type: none"> <li><input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input type="checkbox"/> This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (23) indicated below.</li> <li><input type="checkbox"/> The US has been elected (PCT Article 31).</li> <li><input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))             <ol style="list-style-type: none"> <li><input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li><input type="checkbox"/> has been communicated by the International Bureau.</li> <li><input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li><input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).             <ol style="list-style-type: none"> <li><input type="checkbox"/> is attached hereto.</li> <li><input type="checkbox"/> has been previously submitted under 35 U.S.C. 154 (d) (4).</li> </ol> </li> <li><input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))             <ol style="list-style-type: none"> <li><input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li><input type="checkbox"/> have been communicated by the International Bureau.</li> <li><input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li><input type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li><input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li><input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. .371(c)(4)).</li> </ol> <p>"EXECUTED"</p> <ol style="list-style-type: none"> <li><input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol>		
Items 11 to 22 below concern other document(s) or information included:		
<ol style="list-style-type: none"> <li>11. Assignee:</li> <li><input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li><input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li><input type="checkbox"/> A FIRST preliminary amendment. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</li> <li><input type="checkbox"/> An Application Data Sheet under 37 C.F.R. 1.76.</li> <li><input type="checkbox"/> A substitute specification.</li> <li><input type="checkbox"/> A power of attorney and/or change of address letter.</li> <li><input type="checkbox"/> Figure of Drawing to be published:</li> <li><input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.</li> <li><input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154 (d) (4).</li> <li><input type="checkbox"/> A second copy of the English language translation of the international of the international application under 35 U.S.C. 154 (d) (4).</li> <li><input checked="" type="checkbox"/> Other items or information: Cover Letter Form PCT/DO/EO/905</li> </ol>		
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'U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/511,274		INTERNATIONAL APPLICATION NO. PCT/JP03/05084	ATTORNEY'S DOCKET NUMBER P26087	
			CALCULATIONS	PTO USE ONLY
23 <input type="checkbox"/> The following fees are submitted: Basic national fee.....		300.00	\$ 0	
24 <input type="checkbox"/> Examination Fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33 (1)-(4)..... All other situations.....		100.00 200.00	\$ 0	
25 <input type="checkbox"/> Search fee Search fee (37 CFR 1.445(a) (2)) has been paid on the international application to the USPTO as an International Searching Authority..... International Search Report prepared and provided to the Office..... All other situations.....		100.00 400.00 500.00	\$ 0	
<b>TOTAL 23, 24 and 25 =</b>			\$ 0	
<input type="checkbox"/> Additional Fee for Specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.			0	
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE	0
-100=	/50 =		x \$250.00	\$ 0
Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).			\$130.00	
Claims	Number Filed	Number Extra	Rate	
Total Claims	12 - 20 =	0	x \$50.00	\$ 0
Independent Claims	5 - 5 =	0	x \$200.00	\$ 0
Multiple Dependent Claim(s) (if applicable)			+ \$360.00	\$ 0
		<b>TOTAL OF ABOVE CALCULATIONS =</b>	\$130.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.			\$ 0	
		<b>SUBTOTAL =</b>	\$130.00	
Processing fee of <b>\$130.00</b> for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (i)).			\$ 0	
Extension of Time fee in the amount of \$			\$ 0	
		<b>TOTAL NATIONAL FEE =</b>	\$130.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property			\$ 0	
		<b>TOTAL FEES ENCLOSED =</b>	\$130.00	
		Amount to be refunded	\$	
		Charged	\$	
<p>a. <input checked="" type="checkbox"/> A check in the amount of <u>\$ 130.00</u> to cover the above fees is included.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.</p> <p>c. <input checked="" type="checkbox"/> The U.S. Patent and Trademark Office is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-0089.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.</p> <p><b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</b></p>				
SEND ALL CORRESPONDENCE TO CUSTOMER NO. 07055 AT THE PRESENT ADDRESS OF:  <b>SIGNATURE</b>				
Bruce H. Bernstein GREENBLUM & BERNSTEIN, P.L.C. 1950 Roland Clark Place Reston, VA 20191 (703) 716-1191		<b>Stephen M. Roylance</b> <b>Reg. No. 31,296</b>		Bruce H. Bernstein NAME 29,027 REGISTRATION NUMBER

P26087.P06

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ryozo NAGAI et al. **Mail Stop PCT**  
Appl. No: : 10/511,274 **PCT Branch**  
(National Stage of PCT/JP03/05084)  
I. A. Filed : April 22, 2003  
For : MEDICAMENT FOR THERAPEUTIC TREATMENT OF VASCULAR  
DISEASE

**COVER LETTER****Mail Stop PCT**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop PCT  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

In order to comply with the requirements for the submission of an executed Declaration set forth in the Notification (copy enclosed) mailed May 11, 2005 which sets a two-month period of response until July 11, 2005, Applicants hereby submit:

- Transmittal Letter to the United States Designated/Elected Office Concerning a Filing Under 35 U.S.C. 371;
- an executed Declaration and Power of Attorney;
- a check in the amount of \$130.00 to cover the surcharge for late filing of the Declaration.

The U.S. Patent and Trademark Office is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 19-0089.

Should the Examiner have any questions, he is invited to contact the undersigned at the below-listed number.

Respectfully submitted,  
Ryozo NAGAI et al.



Bruce H. Bernstein  
Reg. No. 29,027

Stephen M. Roylance  
Reg. No. 31,296

May 25, 2005  
GREENBLUM & BERNSTEIN, P.L.C.  
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Reston, VA 20191  
(703) 716-1191



## UNITED STATES PATENT AND TRADEMARK OFFICE

Rec'd PCT/PTC 31 MAY 2005

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/511,274	Ryozo Nagai	P26087

7055  
 GREENBLUM & BERNSTEIN, P.L.C.  
 1950 ROLAND CLARKE PLACE  
 RESTON, VA 20191

RECEIVED

MAY 13 2005

GREENBLUM &amp; BERNSTEIN PLC

INTERNATIONAL APPLICATION NO.

PCT/JP03/05084

IA. FILING DATE PRIORITY DATE

04/22/2003 04/22/2002

CONFIRMATION NO. 6408  
 371 FORMALITIES LETTER



\*OC00000015784977\*

Date Mailed: 05/11/2005

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 10/21/2004
- English Translation of the IA filed on 10/21/2004
- Copy of the International Search Report filed on 10/21/2004
- Copy of IPE Report filed on 10/21/2004
- Preliminary Amendments filed on 10/21/2004
- Oath or Declaration filed on 10/21/2004
- Request for Immediate Examination filed on 10/21/2004
- U.S. Basic National Fees filed on 10/21/2004
- Priority Documents filed on 10/21/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- **\$130** Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130 Late oath or declaration Surcharge.**

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

INDIA L EVANS

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Telephone: (703) 308-9140 EXT 212

**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/511,274	PCT/JP03/05084	P26087

FORM PCT/DO/EO/905 (371 Formalities Notice)